

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOSHUA TRENT KLIPPENSTEIN,

CASE NO. C21-0535JLR

Petitioner,

ORDER ADOPTING REPORT AND RECOMMENDATION

WHATCOM COUNTY JAIL &
SHERIFF,

Respondent.

This matter comes before the court on the Report and Recommendation of United States Magistrate Judge Michelle L. Peterson. (R&R (Dkt. # 5).) Having carefully reviewed the Report and Recommendation, all other relevant documents, and the governing law, the court ADOPTS the Report and Recommendation (Dkt. # 27) and DISMISSES Petitioner Joshua Trent Klippenstein’s § 2241 petition for a writ of habeas corpus (Dkt. # 1).

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1 A district court has jurisdiction to review a Magistrate Judge's report and
2 recommendation on dispositive matters. Fed. R. Civ. P. 72(b). "The district judge must
3 determine de novo any part of the magistrate judge's disposition that has been properly
4 objected to." *Id.* The court reviews de novo those portions of the report and
5 recommendation to which specific written objection is made. *United States v.*
6 *Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc). When no objections are
7 filed, the court need not review de novo the report and recommendation. *Wang v.*
8 *Masaitis*, 416 F.3d 992, 1000 n.13 (9th Cir. 2005).

9 Here, no party has objected to the Report and Recommendation. (See Dkt.)
10 Indeed, Mr. Klippenstein previously failed to respond to an order to show cause why this
11 action should not be dismissed for failure to exhaust state court remedies. (OSC (Dkt. #
12 4); R&R at 1-2; see Dkt.) Thus, the court need not review de novo the Report and
13 Recommendation. See *Wang*, 416 F.3d at 1000. Moreover, the court has examined the
14 record, including the Report and Recommendation, and finds the Magistrate Judge's
15 reasoning persuasive in light of that record. Accordingly, the court ADOPTS the Report
16 and Recommendation in its entirety. The Clerk is DIRECTED to send copies of this
17 order to the parties and to Magistrate Judge Peterson.

18 Dated this 13th day of August, 2021.

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21 JAMES L. ROBART
22 United States District Judge